IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

Crl.Rev.Pet.No. 2830 of 2007

CRA.486/2006 of ADDL.SESSIONS COURT,-I, MAVELIKKARA
CC.359/2002 of JUDL.MAGISTRATE OF FIRST CLASS, MAVELIKKARA

.....

REVN. PETITIONER: APPELLANT/ACCUSED:

ANIL @ ANI, S/O.RAJAPPAN,
VALIL VEEDU, PULLIKKANAKKU P.O., KAYAMKULAM.

BY ADV. SRI.RASHEED C.NOORANAD

RESPONDENTS: RESPONDENT/COMPLAINANT:

---

1. CHERIYAN SAMUEL,
KATTOOR KALOOCKAL VEEDU, VETTICODE MURI,
KATTANAM, REP. BY POWER OF ATTORNEY HOLDER,
ANNAMMA CHERIYAN.

2. STATE OF KERALA,
REP. BY GOVT.PLEADER, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR MR. C.K. SURESH

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 27-7-2007 , THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.2830 of 2007

DATED THIS THE 27th July 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for one month and to pay a compensation of Rs.1,00,000/-(Rupees one lakh only) and in default to undergo simple imprisonment for two months. The revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation.

In the circumstances, the sentence is modified to imprisonment till the rising of the court. The remaining portion of the sentence is confirmed. The revision petitioner is granted six months time to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate, Mavelikara on 28-1-2008 to receive sentence. Non-bailable warrant pending, if any, shall be kept in abeyance till then. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

ks.